CLERK OF THE SUPREME COURT STATE OF MONTANA

IN THE SUPREME COURT OF THE STATE OF MONTANA $\bigcirc R \square \square \square$

No. DA 08-0499

STATE OF MONTANA,

Plaintiff and Appellee,

v.

DAVID W. GUNDERSON,

Defendant and Appellant.

GRANT OF EXTENSION

Pursuant to authority granted under Mont. R. App. P. 26(1), the Appellant is given an extension of time until February 26, 2010 to prepare, file, and serve the

Appellant's reply brief.

DATED this

day of February, 2010.

ED SMITH

Clerk of the Supreme Court